UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/660,996	09/12/2003	David J. Ecker	DIBIS-0002US.P4	7769	
58057 MEDLEN & C	7590 07/10/2007 ARROLL LLP		EXAM	INER .	
101 HOWARD			FREDMAN, JEFI	FREDMAN, JEFFREY NORMAN	
SUITE 350 SAN FRANCIS	ARROLL LLP		ART UNIT	PAPER NUMBER	
			1637		
•					
			MAIL DATE	DELIVERY MODE	
	•		07/10/2007	PAPER	

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



## UNITED STATES DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

DATE MAILED:

Address: COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, Virginia 22313-1450

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION		ATTORNEY DOCKET NO.	
10660996	9/12/03	ECKER ET AL.	DIBIS-0002US.P4		
MEDLEN & CARROLL LLP 101 HOWARD STREET SUITE 350			EXAMINER  Jeffrey Fredman		
SAN FRANCISCO, CA	A 94105		ART UNIT	PAPER	
			1637	20070705	

Please find below and/or attached an Office communication concerning this application or proceeding.

## **Commissioner for Patents**

The information disclosure statement filed February 21, 2007 fails to comply with 37 CFR 1.97(d) because it lacks a statement as specified in 37 CFR 1.97(e). It has been placed in the application file, but the information referred to therein has not been considered. In particular, given the large number of references (if the lettering is correct, from CQ to LF, where each letter has 26 references, then this IDS comprises 226 references) and the lack of clarity on which references were considered in related cases and which references are newly submitted for the first time, the IDS is not considered.

Jeffrey Fredman Primary Examiner Art Unit: 1637

7/5/07